

ESTTA Tracking number: **ESTTA315675**

Filing date: **11/06/2009**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91176707
Party	Defendant INNERCAP Technologies, Inc.
Correspondence Address	Auma N. Reggy Adorno & Yoss LLC 1349 West Peachtree Street N.E., Suite 1500 Atlanta, GA 30309 UNITED STATES areggy@adorno.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Auma N. Reggy
Filer's e-mail	trademarks@adorno.com, areggy@adorno.com, trademarks@cblh.com, chillson@cblh.com, bstaley@cblh.com
Signature	/anr/
Date	11/06/2009
Attachments	Motion with Consent for Extension of Time.pdf (3 pages)(1288759 bytes)

15-day rebuttal testimony
period for party in plaintiff
to close: June 22, 2010

This extension of time is not requested for purposes of delay, but rather because the parties had been engaged in discussions at the business level in efforts to arrive at a business solution but have now continued to actively engage in settlement negotiations among the attorneys. A draft Settlement Agreement has been exchanged for review and consideration. The parties expect to reach a final decision regarding possible settlement of this matter well in advance of the reset December 9, 2009 discovery period to close deadline. The parties have both served initial discovery requests, but decided to pursue settlement negotiations in an effort to resolve the issues.

INNERCAP Technologies, Inc. has secured the express consent of all other parties to this proceeding for the extension and resetting of dates requested herein.

On November 5, 2009 counsel for Applicant, Auma N. Reggy, spoke by telephone with counsel for Opposer, Christina M. Hillson, and the parties agreed to this request for extension.

INNERCAP Technologies, Inc. has provided an e-mail address wherewith for itself and for the opposing party so that any order on this motion may be issued electronically by the Board.

For the foregoing reasons, Applicant requests that this motion be granted.

Respectfully submitted,

ADORNO & YOSS LLC

By: 

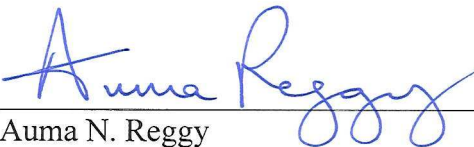
DATED: November 6, 2009

Auma N. Reggy
1349 West Peachtree Street, N.E.
Suite 1500
Atlanta, Georgia 30309
Attorneys for Applicant,
INNERCAP Technologies, Inc.

CERTIFICATE OF SERVICE

I, Auma N. Reggy, hereby certify on this 6th day of November, 2009, I have caused the foregoing MOTION WITH CONSENT FOR EXTENSION OF TIME to be served upon Christina M. Hillson, Esq., by United States mail, first-class postage prepaid, as follows:

Christina M. Hillson, Esq.
Connolly Bove Lodge & Hutz LLP
1007 North Orange Street
P.O. Box 2207
Wilmington, DE 19899


Auma N. Reggy